

STATE OF SOUTH CAROLINA  
BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET NO. 2019-224-E  
DOCKET NO. 2019-225-E

In the Matter of:	)	
	)	
South Carolina Energy Freedom Act	)	
(House Bill 3659) Proceeding Related	)	<b>MOTION FOR ADMISSION</b>
to S.C. Code Ann. Section 58-37-40	)	<b><i>PRO HAC VICE</i></b>
and Integrated Resource Plans for	)	
Duke Energy Carolinas, LLC and	)	
Duke Energy Progress, LLC	)	

Intervenors the South Carolina Coastal Conservation League, Southern Alliance for Clean Energy, Upstate Forever, Sierra Club, and Natural Resources Defense Council hereby move the Public Service Commission of South Carolina (“Commission”) to permit Gudrun Elise Thompson to practice pro hac vice before the Commission in the above-captioned proceeding.

Pursuant to Rule 404, SCACR, Ms. Thompson, with the consent of counsel of record, has submitted to the South Carolina Supreme Court a Verified Application for Admission *Pro Hac Vice* in the State of South Carolina.

WHEREFORE, in accordance with the provisions set forth in Rule 404, SCACR, Petitioners respectfully requests that this motion be granted.

This 1st day of April, 2021.

s/ Kate Lee Mixson  
SC Bar No. 104478  
Southern Environmental Law Center  
525 East Bay Street, Suite 200  
Charleston, SC 29403  
Telephone: (843) 720-5270  
Fax: (843) 720-5240  
*Attorney for Petitioners*

BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET NO. 2019-224-E

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In the Matter of: )  
)  
South Carolina Energy Freedom Act )  
(House Bill 3659) Proceeding )  
Related to S.C. Code Ann. Section )  
58-37-40 and Integrated Resource )  
Plans for Duke Energy Carolinas, )  
LLC and Duke Energy Progress, )  
LLC )

CERTIFICATE OF SERVICE

I certify that the following persons have been served with one (1) copy of Motion for Admission *Pro Hac Vice* on behalf of South Carolina Coastal Conservation League, Southern Alliance for Clean Energy, Upstate Forever, Sierra Club, and Natural Resources Defense Council by electronic mail and/or U.S. First Class Mail at the addresses set forth below:

Heather S. Smith  
Duke Energy Progress, LLC  
Duke Energy Carolinas, LLC  
Heather.smith@duke-energy.com

Nanette S. Edwards  
Jeffrey M. Nelson  
Andrew M. Bateman  
Office of Regulatory Staff  
nedwards@ors.sc.gov  
abateman@ors.sc.gov  
jnelson@ors.sc.gov

Rebecca J. Dulin  
Duke Energy Progress, LLC  
Duke Energy Carolinas, LLC  
Rebecca.Dulin@duke-energy.com

Carri Grube Lybarker  
SC Department of Consumer Affairs  
[clybarker@scconsumer.gov](mailto:clybarker@scconsumer.gov)

Richard L. Whitt  
Whitt Law Firm, LLC  
richard@rlwhitt.law

Samuel J. Wellborn  
Frank R. Ellerbee, III  
Robinson Gray Stepp & Lafitte, LLC  
swellborn@sowellgray.com  
fellerbe@sowellgray.com

James Goldin  
Weston Adams III  
Courtney E. Walsh  
Nelson Mullins Riley & Scarborough  
LLP  
Jamey.goldin@nelsonmullins.com  
Weston.adams@nelsonmullins.com  
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Stone Mattheis Xenopoulos & Brew,  
PC  
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Robert R. Smith, II  
Moore & Van Allen, PLLC  
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April 1, 2021

s/ Robin Dunn

# VERIFIED APPLICATION FOR ADMISSION *PRO HAC VICE* IN THE STATE OF SOUTH CAROLINA

In the Matter of:

South Carolina Energy Freedom Act  
(House Bill 3659) Proceeding  
Related to S.C. Code Ann. Section  
58-37-40 and Integrated Resource  
Plans for Duke Energy Carolinas,  
LLC and Duke Energy Progress,  
LLC

Docket No. 2019-224-E  
Docket No. 2019-225-E

Public Service Commission of  
South Carolina

Plaintiff	Case No.	Tribunal
vs.	Mailing Address of Tribunal:	101 Executive Center Drive, Suite 100 Columbia, SC 29210
Defendant		

Comes now Gudrun Elise Thompson, applicant herein, and respectfully represents the following:

1. Applicant resides at:

514 Gibbon Dr.

Street Address

Chapel Hill

Orange

NC

27516

City

County

State

Zip Code

919-968-4643

Telephone

2. Applicant is an attorney and a member of the law firm of (or practices law under the name of)

Southern Environmental Law Center, with offices at

601 W. Rosemary Street, Suite 220

Street Address

Chapel Hill

Orange

NC

27516

City

County

State

Zip Code

919-967-1450

Primary Telephone

919-929-4921

Cell Phone

919-929-4921

Fax Number

gthompson@selcnc.org

Email Address

3. Applicant has been retained personally or as a member of the above-named law firm by

South Carolina Coastal Conservation League, Southern Alliance for  
Clean Energy, Upstate Forever, Sierra Club, and Natural Resources

Defence Council to provide legal representation in  
connection with the above case now pending before the above-named tribunal of the State of South Carolina.

4. Since August of 2002, applicant has been, and presently is, a

member in good standing of the bar of the highest court of the District of Columbia or the State of

North Carolina where applicant regularly practices law. Attached is a certificate of good standing dated within the last 90 days from the bar of the highest court of the District of Columbia or the State where applicant regularly practices law.

5. Applicant has been admitted to practice before the following courts: (List all of the following courts applicant has been admitted to practice before: United States District Courts; United States Circuit Courts of Appeals; the Supreme Court of the United States; and courts of other states or the District of Columbia.)

<b>Court:</b>	<b>Date Admitted:</b>
North Carolina state courts	August 27, 2002
US District Court for the Eastern District of North Carolina	September 5, 2002
4 <sup>th</sup> Circuit Court of Appeals	March 2, 2018

Applicant is presently a member in good standing of the bars of those courts listed above, except as listed below: (List any court named in the preceding paragraph that applicant is no longer admitted to practice before.)

N/A

6. Applicant presently is not subject to any suspension or disbarment proceedings, and has not been formally notified of any complaints pending before a disciplinary agency, except as provided below (give particulars, e.g., jurisdiction, court date):

N/A

7. Applicant never has had any application for admission *pro hac vice* in this or any other jurisdiction denied or any *pro hac vice* admission revoked, except as provided below (give particulars, e.g., date, court, docket number, judge, circumstances; attach a copy of any order of denial or revocation):

N/A

8. Applicant never has had any certificate or privilege to appear and practice before any court or administrative body suspended or revoked, except as provided below (give particulars, e.g., date, court, administrative body, date of suspension and reinstatement):

N/A

9. Local counsel of record associated with applicant in this case is Katherine Lee Mixson of the Southern Environmental Law Center law firm, which has offices at:

525 East Bay Street, Suite 200

Street Address

Charleston

City

843-720-5270

Primary Telephone

104478

South Carolina Bar Number

Charleston

County

South Carolina

State

843-720-5240

Fax Number

29403

Zip Code

kmixson@selcsc.org

Email Address

10. Applicant has previously filed an application to appear *pro hac vice* in the following South Carolina cases (give case name and status of litigation, date of application, local counsel of record in each case, and state whether application is pending or was granted).

Case Name: In the Matter of: Application of Duke Energy Carolinas, LLC for Approval of Energy Efficiency Plan Including an Energy Efficiency Rider and Portfolio of Energy Efficiency Programs

S.C. Public Service Commission Docket No. 2007-358-E; (Closed)

Date of Application: January 25, 2008

Application Granted

Local Counsel of Record: J. Blanding Holman IV

Case Name: In the Matter of Environmental Defense Fund, et al. v. S.C. Department of Health and Environmental Control (South Carolina Administrative Law Court)

No. 09-ALJ-07-0166-CC

Status: Case dismissed with prejudice pursuant to consent order

Date of Application: May 4, 2009

Application Granted

Local Counsel of record: J. Blanding Holman IV

Case Name: In the Matter of: Application of Duke Energy Carolinas LLC for Authority to Adjust and Increase Its Electric Rates and Charges

S.C. Public Service Commission Docket No. 2009-226-E; (Closed)

Date of Application: November 6, 2009

Application Granted

Local Counsel of record: J. Blanding Holman IV

Case Name: SCE&G Company's Request for Approval of Demand Side Management Plan Including a Demand Side Management Rate Rider and Portfolio of Energy Efficiency Programs,

S.C. Public Service Commission Docket No. 2009-261-E; (Closed)

Date of Application: January 12, 2010

Application Granted

Local Counsel of record: J. Blanding Holman IV

Case Name: Application Regarding the Acquisition of Progress Energy, Inc. by Duke Energy Corporation and Merger of Progress Energy Carolinas, Inc. and Duke Energy Carolinas, LLC

S.C. Public Service Commission Docket No. 2011-158-E; (Open)

Date of Application: October 4, 2011

Application Granted

Local Counsel of record: J. Blanding Holman IV

Case Name: Joint Application of Duke Energy Carolinas, LLC and North Carolina Electric Membership Corporation for a Certificate of Environmental Compatibility and Public Convenience and Necessity for the Construction and Operation of a 750MW Combined Generating Plant Near Anderson,

SC Public Service Commission Docket No. 2018-392-E; (Closed)

Date of Application: December 20, 2013

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: Duke Energy Carolinas, LLC Annual Review of Base Rates for Fuel Costs

Status: Docket closed

Date of Application: August 19, 2014

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: Petition of SCE&G for Updates and Revisions to Schedules Related to the Construction of a Nuclear Base Load Generation facility at Jenkinsville, South Carolina

S.C. Public Service Commission Docket No. 2016-223-E; (Open)

Date of Application: September 27, 2016

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: Joint Application & Petition of SCE&G and Dominion Energy, Inc. for Review and Approval of a Proposed Business Combination between SCANA Corp. and Dominion Energy, Inc. as May Be Required, and for a Prudence Determination Regarding the Abandonment of the V.C. Summer Units 2 & 3 Project and Associated Customer Benefits and Cost Recovery Plans

S.C. Public Service Commission Consolidated Docket Nos. 2017-370-E; 2017-207-E; 2017-305-E; (Open)

Date of Application: October 5, 2018

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: Annual Review of Base Rates for Fuel Costs for SCE&G

SC Public Service Commission Docket No. 2019-2-E; (Open)

Date of Application: February 8, 2019

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: Application of Duke Energy Progress, LLC for Adjustments in Electric Rate Schedules and Tariffs and Request for an Accounting Order

SC Public Service Commission Docket No. 2019-318-E; (Open)

Date of Application: March 1, 2019

Application Granted:

Local counsel of record: J. Blanding Holman IV

Case Name: Application of Duke Energy Carolinas, LLC for Adjustments in Electric Rate Schedules and Tariffs

SC Public Service Commission Docket No. 2019-319-E; (Open)

Date of Application: March 1, 2019

Application Granted

Local counsel of record: J. Blanding Holman IV

Case Name: SC Energy Freedom Act (House Bill 3659) Proceeding Related to S.C. Code Ann. Section 58-37-40 and Integrated Resource Plans for Dominion Energy South Carolina, Inc.

SC Public Service Commission Docket No. 2019-226-E (Open)

Date of Application: September 2, 2020

Application Granted

Local counsel of record: Katherine Lee

11. Applicant agrees to comply with the applicable statutes, laws and rules of the State of South Carolina and will familiarize him/herself with and comply with the South Carolina Rules of Professional Conduct. Applicant consents to the jurisdiction of the South Carolina courts and Commission on Lawyer Conduct.

12. Applicant respectfully requests to be admitted to practice in the above-named tribunal for this case only.

DATED this 30<sup>th</sup> day of March, 20 21

  
APPLICANT 



**VERIFICATION**STATE OF North Carolina )COUNTY OF Orange )

I, Gudrun E. Thompson, do hereby swear or affirm under penalty of perjury that I am the applicant in the above-styled matter; that I have read the foregoing application and know the contents thereof; and that the contents are true of my own knowledge, except as to those matters stated on information and belief, and that as to those matters I believe them to be true. I understand that I am under a continuing duty to promptly update the information provided in the application until the tribunal has ruled on the motion for admission pro hac vice. Further, if the motion is granted, I understand that I am under a continuing duty to promptly update the information provided in the application as long as I continue to appear pro hac vice in the action or proceeding. Any updated information shall be provided to both the tribunal that granted the motion and to the tribunal in which the action or proceeding may then be pending.

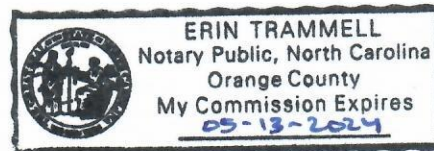
  
APPLICANT/AFFIANT

Subscribed and sworn to before me this 30th day of March, 20 21



Notary Public for the State of North Carolina

My Commission Expires: 05-13-2024

**LOCAL COUNSEL CONSENT**

I hereby consent, as local counsel of record, to the association of applicant in this cause pursuant to Rules Governing Admission *Pro Hac Vice* to the South Carolina Bar.

DATED this 1st day of April, 20 21

Katherine Lee Mixson (with express permission by Robin Dunn)  
LOCAL COUNSEL OF RECORD

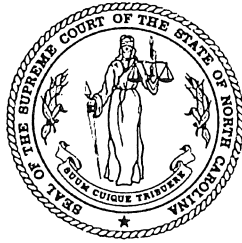
**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of this application upon the South Carolina Supreme Court by mail addressed to: South Carolina Supreme Court Office of Bar Admissions, PO Box 11330, Columbia, SC 29211, accompanied by payment of the \$250 filing fee payable to the South Carolina Supreme Court on this

1st day of April, 20 2021

  
APPLICANT/AFFIANT

# Supreme Court OF THE STATE OF NORTH CAROLINA



I, Amy L. Funderburk, Clerk of the Supreme Court of North Carolina, do hereby certify that on August 27, 2002, license to practice as an Attorney and Counselor at Law in all the Courts of this State was issued by the North Carolina Board of Law Examiners to

**Gudrun Elise Thompson**

according to the certified list of licentiates reported by the Secretary of said Board and filed in my office as required by statute.

To the date of this certificate, no order revoking said license has been filed with this Court and no order suspending same is in effect.

WITNESS my hand and the Seal of the Supreme Court of North Carolina at office in Raleigh, this March 19, 2021.

A handwritten signature in cursive script, reading "Amy L. Funderburk".

Amy L. Funderburk  
Clerk of the Supreme Court  
of the State of North Carolina